



JON M. HUNTSMAN, JR.  
Governor

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Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil Gas and Mining

JOHN R. BAZA  
Division Director

August 27, 2007

John Byars  
H & B Mining, Inc.  
119 Spinnaker Lane  
Jupiter, Florida 33477

Subject: Complete Notice of Intention to Commence Small Mining Operations, H & B Mining, H & B Mine, S0190063, Task 1916, Grand County, Utah

Dear Mr. Byars:

The Division finds your notice of intention (Notice) complete and approves the reclamation surety for the H & B Mine. You are now permitted to conduct small mining operations as outlined in the Notice, provided you have written approval from the School and Institutional Trust Lands Administration and any other appropriate agency.

The response to the Division's January 29, 2007, deficiency letter contains information concerning the amount of topsoil, overburden, and mineral material to be moved. This information needs to be on a replacement page in the Notice. A copy of the appropriate page for you to update is included with this letter. Please supply this replacement page no later than September 7, 2007.

Included with this letter is a copy of your Notice stamped approved.

Please keep in mind the following regulatory requirements.

- The Division must be notified no later than 30 days after beginning mining operations.
- Mining disturbance is only allowed in the area identified in the Notice and Reclamation Contract.
- Stockpiling topsoil material prior to beginning activities will help ensure successful revegetation. Even the first few inches of undeveloped material are worth saving to aid in later revegetation efforts, and future regulatory surety release.
- If you encounter any archaeological or historical items, you are asked to notify this office and State History of your find.
- Permit fees are due July 30.

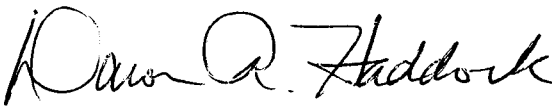


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- Annual reports are due by December 31st.
- The reclamation surety will be reviewed every 3 years.
- The Division request that the disturbed area boundary (including access/haul roads) be marked with metal T-posts to identify the area permitted for mining.

The Division's web page at <http://ogm.utah.gov/> under the Mining Program has a link to the rules under which you are expected to operate. It also contains other information to assist you in complying with program requirements. Thank you for your cooperation. In reply, please refer to file number S0190063. If you have questions or concerns regarding this letter, please contact me at 801-538-5258 or Paul Baker at 801-538-5261. Best wishes with your mining venture.

Sincerely,

*for*   
Susan M. White  
Mine Program Coordinator  
Minerals Regulatory Program

SMW:PBB:pb  
Attachment: Approved SMO Notice  
Enclosure: Copy of RC & surety forms  
cc: John Blake, SITLA  
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